

29456. Medicated feed. (F.D.C. No. 49717. S. No. 63-565 X.)

QUANTITY: 40 50-lb. bags, at Burkhardt, Wis., in possession of Burkhardt Co-op. Association.

SHIPPED: 12-12-63, from Minneapolis, Minn., by Midland Cooperatives, Inc.

LABEL IN PART: (Bag) "Midland Products Free Choice 27 Ration Medicated For increasing egg production in laying hens * * * Active Drug Ingredient Arsanilic Acid 0.025% Guaranteed Analysis * * * Ingredients * * * Manufactured for Midland Cooperatives, Inc., Minneapolis, Minnesota, * * * Feeding Directions Warning! Feed this medicated supplement to laying hens in the proportion of 1 part of supplement to 2 parts of grain. The consumption of supplement and grain in self feeders should be closely observed to see that the consumption of supplement is no more than one-third of the total daily feed intake so that the total feed intake of Arsanilic Acid is not greater than 0.01%."

RESULTS OF INVESTIGATION: Analysis showed that the article contained .0245 percent of arsanilic acid.

LIBELED: 1-15-64, W. Dist. Wis.

CHARGE: 402(a) (2) (C)—when shipped, the article contained a food additive, namely, arsanilic acid, which at the level of .0245 percent is unsafe under the directions for use for feeding separately with grain within the meaning of 409, since it and its use and intended use were not in conformity with a regulation or exemption in effect pursuant to 409.

DISPOSITION: 2-26-64. Default—destruction.

29457. Bicon medicated feed. (F.D.C. No. 49071. S. No. 45-388 V.)

QUANTITY: 4 drums at Springdale, Ark., in possession of Lu Mar Laboratories.

SHIPPED: 3-5-63, from Charles City, Iowa.

LABEL IN PART: (Drum) "Lu Mar Bicon 100 Pounds For use as a growth stimulant, Stomachic Appetizer and to stimulate recovery after disease. Active Ingredients: * * * Arsenic Trioxide 10% * * * Manufactured For Lu Mar Laboratories, Springdale, Arkansas * * * Caution Contains Arsenic * * * Directions for Chicks, Broilers, Fryers, Laying Birds, Poults, and Turkeys."

RESULTS OF INVESTIGATION: The article was relabeled as described above after its receipt at Springdale, Ark.

LIBELED: 6-7-63, W. Dist. Ark.

CHARGE: 402(a) (2) (C)—while held for sale, the article contained arsenic trioxide, a food additive, which was unsafe within the meaning of 409 since its use and intended use were not in conformity with a regulation or exemption in effect pursuant to 409.

The article was also alleged to be misbranded under the provisions of the law applicable to drugs as reported in notices of judgment on drugs and devices, No. 7621.

DISPOSITION: 7-15-63. Default—destruction.

29458. Medicated feed. (F.D.C. No. 48631. S. Nos. 10-004/7 V.)

QUANTITY: 45 50-lb. bags of Pre-starter Medicated Feed, 78 50-lb. bags of Medicated Broiler Mash, 18 50-lb. bags of Medicated Broiler Mash Crumbles, and 43 50-lb. bags of Medicated Broiler Mash pellets, at Butler, Pa., in possession of P. J. Oesterling & Son, Inc.

SHIPPED: The active drug ingredient was shipped on 2-13-62, from Teterboro, N.J.

LABEL IN PART: (Bag) "Sun Side Pre-Starter Medicated [or "Rapid Gro Broiler Mash Medicated," "Rapid Gro Broiler Mash Medicated * * CRUMBLES," or "Rapid Gro Broiler Mash Medicated * * * PELLETTED"] To aid in preventing outbreaks of coccidiosis. Also for promotion of growth and improved feed efficiency. Active Drug Ingredients: Amprolium * * * (Amprol) 0.0125% * * * Ingredients: Corn Meal, Alfalfa Meal, Soy Bean Oil Meal, Meat Scraps, Wheat Middlings, * * * and Antibiotic Feed Supplement * * * Manufactured by P. J. Oesterling & Son, Inc. Mills at Butler, Pa."

RESULTS OF INVESTIGATION: The Pellets contained approximately 45 percent of the label amount of amprolium, and the Crumbles, 4 percent. The articles were manufactured by the dealer from various ingredients including the active drug ingredient, amprolium.

LIBELED: 2-8-63, W. Dist. Pa.; libel amended 3-8-63.

CHARGE: 402(a)(2)(C)—while held for sale, the articles contained a food additive, namely, amprolium, which was unsafe within the meaning of 409, since it and its use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409, since their labels failed to bear, as regulations required, adequate directions and warning for use, including a statement that such feeds may not be fed to laying hens.

The Crumbles and Pellets were also alleged to be adulterated under the provisions of the Act applicable to drugs as reported in notices of judgment on drugs and devices, No. 7719.

DISPOSITION: 4-11-63. Consent—claimed by P. J. Oesterling & Son, Inc., and released under bond to be brought into compliance with the law.

FISH AND SHELLFISH

29459. Anchovies. (F.D.C. No. 49648. S. Nos. 41-492/3 X.)

QUANTITY: 454 bundles, each containing 4 ctns. of 25 2-oz. cans of rolled fillets of anchovies, and 499 bundles, each containing 4 ctns. of 25 2-oz. cans of flat fillets of anchovies, at Jersey City, N.J.

SHIPPED: 4-25-63 and 5-23-63, from Portugal.

LIBELED: 1-8-64, Dist. N.J.

CHARGE: 402(a)(3)—contained decomposed fish fillets while held for sale.

DISPOSITION: 2-13-64. Default—destruction.

29460. Frozen halibut, salmon, and squid. (F.D.C. No. 48446. S. Nos. 39-389/93 V.)

QUANTITY: 23 ctns. containing a total of approximately 3,569 lbs. of halibut, 6 ctns. containing a total of approximately 696 lbs. of salmon, and 31 ctns. containing a total of approximately 1,540 lbs. of squid, at Monmouth Beach, N.J.

SHIPPED: Between 8-23-62 and 11-29-62, from New York, N.Y.

LIBELED: 1-4-63, Dist. N.J.

CHARGE: 402(a)(3)—contained decomposed fish while held for sale.

DISPOSITION: 2-11-63. Consent—claimed by Eastern Commission Co., Inc. The squid were destroyed and the other fish were ordered released for re-conditioning.